

BEFORE THE OFFICE OF THE COMMISSIONER OF RAILROADS

STATE OF WISCONSIN

In the Matter of the:

Petition of the Wisconsin Central Ltd. for the Closure of the Public Crossing of the Wisconsin Central Ltd. Tracks with Lake Shore Drive in the Village of North Fond du Lac, Fond du Lac County

9164-RX-611

SUPPLEMENTAL ORDER

On November 3, 2005, the Office of the Commissioner of Railroads (OCR) issued an Interim Order that allowed the alteration of the public crossing of the Wisconsin Central Ltd. (WCL) tracks with Lake Shore Drive in the Village of North Fond du Lac, Fond du Lac County (crossing no. 690 123N / MP 158.40). The Interim Order also required the WCL to install and maintain 12" LED automatic flashing lights with gates, and constant warning time circuitry at the crossing of its **eastern tracks** with Lake Shore Drive. The Interim Order prohibited the WCL from operating on the new bypass track until all of those warning devices were installed.

The WCL has requested a revision to the order so that it may commence operations over the bypass track after the installation of the 12" LED automatic flashing lights and gates, but before the installation of the constant warning time circuitry. The signals would be controlled by motion sensors until about April 2006 when the constant warning time circuitry could be installed.

The Commissioner approves the request. Allowing the railroad to use the new track with gates and motion sensors will improve safety and rail and roadway operations at the crossing over the current conditions. Installing the constant warning time circuitry next spring will improve safety and convenience further.

THEREFORE, IT IS ORDERED,

1. That the **Wisconsin Central Ltd.** shall install and maintain 12" LED automatic flashing lights with gates, constant warning time circuitry, and other appropriate appurtenances in accordance with such plans as are filed with and approved by the Office of the Commissioner of Railroads at the crossing of its **eastern tracks** with Lake Shore Drive at-grade in the Village of North Fond du Lac, Fond du Lac County. The **constant warning time circuitry** shall be installed no later than **April 30, 2006**.

2. That the **Wisconsin Central Ltd.** shall not operate over the new **bypass track** until the flashing lights with gates and other appropriate appurtenances ordered in **paragraph 2 (above)** are installed and operating at the crossing of its eastern tracks with Lake Shore Drive at-grade in the Village of North Fond du Lac, Fond du Lac County. The **Wisconsin Central Ltd.** may operate over the track prior to the installation of constant warning time circuitry provided that the signals and gates are installed.

3. That jurisdiction is retained.

Dated at Madison, Wisconsin, (March 15, 2006).

By the Office of the Commissioner of Railroads.

Rodney W. Kreunen
Commissioner of Railroads

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